

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JOSE MANUEL AVALOS-
BANDERAS,

Defendant.

4:09-CR-3112

ORDER

For the reasons stated in the Federal Public Defender's motion to withdraw (filing 172) and the Probation Office's retroactive sentencing worksheet (filing 173), the Court finds that the defendant is not eligible for a sentence reduction pursuant to [U.S.S.G. Amend. 821](#), made retroactive by [U.S.S.G. Amend. 825](#). Accordingly,

IT IS ORDERED:

1. The Federal Public Defender's motion to withdraw (filing 172) is granted.
2. The defendant's *pro se* motion to reduce sentence (filing 169) is denied.
3. The Clerk of the Court shall provide a copy of this order to the defendant at the defendant's last known address.

Dated this 12th day of June, 2024.

BY THE COURT:



John M. Gerrard
Senior United States District Judge